

**SIXTH DAY**

(Thursday, January 20, 1949)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by Senator Aikin.

The roll was called and the following Senators were present:

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Martin
Carney	McDonald
Colson	Moffett
Corbin	Proffer
Cousins	Shofner
Hardeman	Strauss
Harris	Taylor
Hazlewood	Tynan
Hudson	Vick
Jones	

**Absent—Excused**

Bullock	Morris
Kelley of Hidalgo	Phillips
Moore	Weinert

A quorum was announced present.

Reverend Frank Luker, Chaplain, offered the invocation.

**Leaves of Absence Granted**

Senator Bullock was granted leave of absence for today on account of important business on motion of Senator Hudson.

Senator Moore was granted leave of absence for today on account of important business on motion of Senator Corbin.

Senator Weinert was granted leave of absence for today on account of important business on motion of Senator Lane.

Senator Morris was granted leave of absence for today on account of important business on motion of Senator Lane.

Senator Phillips was granted leave of absence for today on account of important business on motion of Senator Vick.

Senator Kelley of Hidalgo was granted leave of absence for today and the balance of the week on account of a death in his family on motion of Senator Jones.

**Senate Bills on First Reading**

The following bills were introduced, read severally first time and referred to the committees indicated:

By Senators Hudson and Corbin:

S. B. No. 95, A bill to be entitled "An Act amending Article 7661 of Chapter 2, of Title 128, of the Revised Civil Statutes of Texas of 1925; providing an optional method of establishing a Board of Equalization for districts referred to therein, and declaring an emergency."

To Committee on State Affairs.

By Senator Strauss:

S. B. No. 96, A bill to be entitled "An Act amending Article 6479, Revised Civil Statutes of Texas, 1925, as amended by Acts of the 40th Legislature, 1927, page 283, Chapter 198; as amended by Acts 43rd Legislature, 1933, page 281, Chapter 111, requiring the Railroad Commission to see that railroads maintain certain schedules and declaring an emergency."

To Committee on State Affairs.

By Senator Kelly of Tarrant:

S. B. No. 97, A bill to be entitled "An act to amend Article 681, Title 20, Chapter 5 of the Revised Civil Statutes of 1925, and declaring an emergency."

To Committee on State Institutions and Departments.

By Senator Proffer:

S. B. No. 98, A bill to be entitled "An Act making appropriation for an increase in salaries and/or wages of state officials and state employees for the period beginning with the effective date of this Act and ending on August 31, 1949, supplementing the salaries and/or wages designated and/or provided for in House Bill No. 246, Acts of the Regular session of the 50th Legislature; and declaring an emergency."

To Committee on Finance.

By Senator Moffett:

S. B. No. 99, A bill to be entitled "An Act to provide motor vehicle license registration for church buses, and for other purposes, providing a penalty for violation of its provisions and declaring an emergency."

To Committee on Highways and Motor Traffic.

By Senator Vick:

S. B. No. 100, A bill to be entitled "An Act defining certain words, terms and phrases; regulating the sale of cigarettes in Texas under certain conditions; providing a penalty for the violation thereof; providing for certain exceptions to the provisions of this Act; providing for and encouraging lawful competition; providing for action in court to prevent, restrain or enjoin violation of this Act or threatened violation of this Act; authorizing and empowering the State Comptroller of Public Accounts of this State to make, promulgate and adopt certain rules and regulations for the enforcement of this Act; providing for an appeal to a court of competent jurisdiction; providing a savings clause that if any part of this Act is unconstitutional the remainder shall not be affected; and declaring an emergency."

To Committee on Criminal Jurisprudence.

#### Senate Resolution 13

Senator Vick offered the following resolution:

Whereas, Dorsey Bryan Hardeman, the son of the Honorable Dorsey B. Hardeman and his wife, the lovely and gracious Geneva Hardeman, was born January 15, 1949, and is now five days old; and

Whereas, this young man has already exhibited evidence of having inherited all of the lovely attributes and mentality of both his father and mother; and

Whereas, Dorsey Bryan Hardeman is a proper person to serve as a Mascot of the Senate of Texas of the 51st Legislature; now, therefore, be it

Resolved, that Dorsey Bryan Hardeman be named officially as a Mascot of the Senate of the State of Texas of the 51st Legislature; and be it further

Resolved, that his picture be placed on the picture panel as a Mascot of the Texas Senate with the members of this Session and that a copy of this resolution be sent to him

VICK

Signed—Allan Shivers, Lieutenant Governor; Senators Aikin, Ashley, Bell, Bracewell, Bullock, Carney, Colson, Corbin, Cousins, Hardeman, Harris, Hazlewood, Hudson, Jones, Kelly of Tarrant, Kelley of Hidalgo, Lane, Lock, Martin, McDonald, Moffett,

Moore, Morris, Phillips, Proffer, Shofner, Strauss, Taylor, Tynan, Weinert.

The resolution was read.

On motion of Senator Vick the names of the Lieutenant Governor and all Members of the Senate were added to the resolution as signers thereof.

The resolution was adopted.

#### Bill Ordered Not Printed

On motion of Senator Carney and by unanimous consent, Senate Bill No. 27 was ordered not printed.

#### Message From the House

Hall of the House of Representatives,  
Austin, Texas,  
January 20, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following Resolution:

H. C. R. No. 9, Granting each House permission to adjourn from January 20, 1949, to January 24, 1949.

Respectfully submitted

CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### House Concurrent Resolution 9

The Presiding Officer laid before the Senate for consideration at this time:

H. C. R. No. 9, Granting each House permission to adjourn from Thursday, Jan. 20, 1949, until Monday, Jan. 24, 1949.

The resolution was read and was adopted.

#### Committee to Draft Resolution in Memory of Honorable George Sheppard

Pursuant to the provisions of S. R. No. 8, the Presiding Officer announced the appointment of the following Committee to draft a resolution in memory of Honorable George H. Sheppard, State Comptroller, who died on Tuesday, January 18, 1949:

Senators Ashley, Bullock and Bell.  
(President pro tempore in the Chair)

#### Adjournment

Senator Aikin moved that the Senate adjourn until 10:30 o'clock a.m.

Monday out of respect to and in memory of Honorable George H. Sheppard.

The motion prevailed.

Accordingly, the Senate, at 10:30 o'clock a.m., adjourned until 10:30 o'clock a.m. Monday.

### SEVENTH DAY

(Monday, January 24, 1949)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called, and the following Senators were present:

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Morris
Colson	Phillips
Corbin	Proffer
Cousins	Shofner
Hardeman	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

Absent—Excused

Harris                      Moore

A quorum was announced present.

The Reverend Frank Luker, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday was dispensed with and the Journal approved.

### Leaves of Absence Granted

Senator Harris was granted leave of absence for today on account of important business on motion of Senator Ashley.

Senator Moore was granted leave of absence for today on account of important business on motion of Senator Kelly of Tarrant.

### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
January 24, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following Resolutions:

S. C. R. No. 5, Petitioning the Congress of the United States to call a convention for the purpose of drafting an amendment to the Federal Constitution relating to State Tidelands Rights, etc.

H. C. R. No. 8, Commending the United States Navy for the undertaking and successful completion of their operation with the Naval Air Reserve from Texas.

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

### Senate Resolution 14

Senator Hardeman offered the following resolution:

Whereas, A distinguished former member of the Senate of Texas is visiting in the City of Austin; and

Whereas, This gentleman served with credit to himself and honor to the State, since the memory of man runneth not to the contrary, having been returned time after time to this Chamber at the hands of an enlightened electorate of the 29th Senatorial District; and

Whereas, The members of this body would be pleased to look again upon his benign and familiar face; now, therefore, be it

Resolved, By the Senate of the State of Texas that the Honorable H. L. Winfield be granted the privileges of the floor for the day; and, be it further

Resolved, That this be his invitation to address this body.

HARDEMAN  
HUDSON

The resolution was read.

On motion of Senator Hazlewood, the names of the Lieutenant Gover-